

PROPOSED TRAILER BILL LANGUAGE

PUBLIC RESOURCES CODE

DIVISION 4. FORESTS, FORESTRY AND RANGE AND FORAGE LANDS [4001 – 4958]

PART 1. DEFINITIONS AND GENERAL PROVISIONS [4001 – 4034]

CHAPTER 2. General Provisions [4021 – 4034]

Article 3. CAL-FIRE Infrastructure Projects Revolving Fund [4050-4052]

4050. (a) The CAL-FIRE Infrastructure Projects Revolving Fund is hereby established in the State Treasury. Except as otherwise specified in this section, upon approval of the Department of Finance there shall be transferred to the fund any money appropriated for encumbrance or expenditure on work the department is authorized to perform with respect to acquisition of real property or the design, construction, alteration, repair, and improvement of facilities over which the department has jurisdiction, including equipment and furnishings within the approved project scope. Monies transferred to the fund are encumbered as of the date of the transfer.

(b) As used in this article, “fund” means the CAL-FIRE Infrastructure Projects Revolving Fund.

(c) If the federal government has agreed to provide funding for all or a portion of a project, the Department of Finance may authorize the department to expend money in the fund to pay the costs that will be reimbursed by the federal government under the following conditions:

(1) Receipt of written evidence that an appropriation has been made by Congress and the appropriate federal agency has committed to pay the amount specified.

(2) A sufficient balance exists in the fund to support the request.

4051. The department shall keep a record of all expenditures against the monies transferred to the fund for each project and any advances made pending federal reimbursement. Any unexpended balance for any project, either within three months after completion of the project or within three years from the transfer, whichever is earlier, shall be transferred to the credit of the fund from which the appropriation was made. The Department of Finance may approve an extension of the time allowed before a return transfer is required or require an earlier transfer to the credit of the fund from which the appropriation was made.

4052. Annually, on or before October 15, the department shall submit to the Department of Finance a report that reconciles, by project and character of appropriation, all of the following:

(a) Amounts transferred to the fund.

(b) Amounts expended from the fund.

(c) Advances made pending federal reimbursement as described in subdivision (c) of Section 4050.

(d) In cases of project savings or completion, or both, unexpended amounts transferred to the credit of the fund from which the appropriation was made, as provided in Section 4051.